

GOVERNMENT OF THE DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE REGULATION
ADMINISTRATION BOARD

IN THE MATTER OF:

After Peacock Room, Roll Call Hearing
Inc., t/a After Peacock
Room
2622 P Street, N.W.
License #ABRA-095964
Retailer CR

Monday,
September 15 2014

South

ABRA Hearing Room, 400

Reeves Municipal Center
2000 14th Street, N.W.
Washington, D.C. 20009

The above-entitled matter convened
at 10:14 a.m., before the District of Columbia
Alcoholic Beverage Regulation Administration
Board.

BEFORE:

LA VERNE FLETCHER, Board Mediator

P R O C E E D I N G S

[10:14 a.m.]

MS. FLETCHER: Would the parties in the matter of After Peacock Room, please come forward. The parties in the matter of After Peacock Room. This is Case No. 14-PRO-00061. After Peacock Room, Inc. Trading as After Peacock Room, 2622 P Street, N.W., License No. ABRA-095963. This is a retailer CR, a new application. The protest issues are adverse impact on peace, order and quiet, and parking.

My name is LaVerne Fletcher and I'm conducting the roll call hearing as the Board's agent, pursuant to D.C. Official Code 1601.2.

Introduction beginning with the Applicant, please.

MR. LEE: My name is Kevin Lee, representing After Peacock Room, Inc. Next to me is the owner of the establishment and the Applicant, so -

1 MS. FLETCHER: Your name?

2 MS. RA: My name is Heewon Ra. H-
3 E-E-W-O-N.

4 MS. FLETCHER: Did you say H-E-E?

5 MS. RA: Yes.

6 MS. FLETCHER: And what else?

7 MS. RA: W-O-N.

8 MS. FLETCHER: And that's the
9 first name?

10 MS. RA: Yes. That's my first
11 name.

12 MS. FLETCHER: And what's the last
13 name?

14 MS. RA: The last name is Ra. R-A.

15 MS. FLETCHER: Oh. Thank you.

16 And Mr. Lee, that was L-E-E?

17 MR. LEE: Yes.

18 MS. FLETCHER: Kevin Lee.

19 MR. LEE: Kevin L-E-E.

20 MS. FLETCHER: Thank you very
21 much.

22 And on behalf of ANC 2E?

1 MR. BIRCH: Thomas Birch. B-I-R-C-
2 H.

3 MS. FLETCHER: Thank you, Mr.
4 Birch. And the Citizens Association of
5 Georgetown.

6 MS. CRUSE: Karen Tammany Cruse.

7 MS. FLETCHER: Ms. Cruse, that's
8 C-R-U-S-E?

9 MS. CRUSE: S-E. Yes.

10 MS. FLETCHER: And could you spell
11 Tammany?

12 MS. CRUSE: T-A-M-M-A-N-Y.

13 MS. FLETCHER: Thank you.

14 And so who's present on behalf of
15 Robert Yahn? Is Robert Yahn present?

16 MR. YAHN: Yes.

17 MS. FLETCHER: Is that Robert and
18 Linda Yahn?

19 MR. YAHN: Yes.

20 MS. FLETCHER: If you would just
21 please state your names and spell them for the
22 record.

1 MR. YAHN: Robert. R-O-B-E-R-T.

2 Yahn. Y-A-H-N.

3 MS. FLETCHER: Thank you.

4 MS. YAHN: And Linda Yahn. Y-A-H-
5 N.

6 MS. FLETCHER: L-I-N --

7 MS. YAHN: L-I-N --

8 MS. FLETCHER: - D-A. Thank you
9 very much. And Mr. And Mrs. Yahn, you're
10 also representing Daisy Sewell?

11 MS. YAHN: And the Stout's.

12 MS. FLETCHER: Okay. Exactly. And
13 so I'll spell Daisy Sewell's name. She's also
14 a protestant.

15 MS. YAHN: Yes.

16 MS. FLETCHER: Her name is spelled
17 D-A-I-S-Y. Her last name is spelled S-E-W-E-L-
18 L. And - okay Mr. Yahn, you're representing
19 the Stout's?

20 MR. YAHN: Yes. Robert Stout. R-O-
21 B-E-R-T. S-T-O-U-T. And his wife, Beverly
22 Stout. B-E-V-E-R-L-Y. Stout. S-T-O-U-T.

1 MS. FLETCHER: Thank you very
2 much.

3 And your name, sir?

4 MR. PECKHAM: My name is Rufus
5 Peckham and the reporter has my card.

6 MS. FLETCHER: Are you a reporter
7 -

8 MR. PECKHAM: I am appearing as an
9 individual. I'm not a representative of any
10 particular person.

11 MS. FLETCHER: Oh. You're a member
12 of the public? You're just -

13 MR. PECKHAM: Correct.

14 MS. FLETCHER: Oh, okay.

15 Mr. PECKHAM: I'm a nearby
16 resident of the premises.

17 MS. FLETCHER: Oh. Okay. So Mr.
18 Peckham, I'll just spell your name for the
19 record. That's Rufus -

20 MR. PECKHAM: The reporter has a
21 card.

22 MS. FLETCHER: Okay. The reporter

1 has a card. Mr. Peckham is not a protestant,
2 but he's here as a member of the public.

3 MR. PECKHAM: Correct.

4 MS. FLETCHER: Okay. Thank you.
5 Thank you very much.

6 All of the individuals that were
7 just named are claiming to be abutting
8 property owners, and it was determined that
9 you are abutting property owners. I'll just
10 read the names in to the record, just for
11 clarity.

12 These are the abutting property
13 owners. Robert Yahn, Linda Yahn. Daisy Sewell.
14 Robert Stout and Beverly Stout, are each
15 abutting property owners.

16 MR. YAHN: Yes.

17 MS. FLETCHER: Thank you. And Mr.
18 Yahn, if you would have a seat at the table,
19 and actually, Ms. Yahn, because you're both
20 designated representatives.

21 And if you would both put your -
22 or either one or the other, put your daytime

1 phone number and email address on that sheet,
2 the contact information sheet.

3 MR. YAHN: Yes, I did. Oh, this
4 sheet?

5 MS. FLETCHER: Yes. Mr. Yahn, it's
6 okay, if you want, if you just put yours, and
7 I'll just email you directly, Mrs. Yahn.

8 MS. YAHN: We have the same email
9 address.

10 MS. FLETCHER: I was going to say,
11 if you share the same one. If Mr. Yahn's is
12 there, that would be good.

13 So as protestants, we have the
14 Citizens Association of Georgetown, ANC 2E,
15 abutting property owners Robert and Linda
16 Yahn, abutting property owner Daisy Sewell,
17 and abutting property owners Robert and
18 Beverly Stout. So we have five groups of
19 protestants.

20 MR. PECKHAM: And I'm appearing as
21 an individual protestant.

22 MS. FLETCHER: Yes you -- unless

1 you file a protest by the petition deadline,
2 you can't be recognized as a protestant, and
3 you can't have standing as a protestant, but
4 it is okay if you appear as a member of the
5 public, which is - so you're not a party but
6 you're on record as having been here.

7 MR. PECKHAM: Thank you.

8 MS. FLETCHER: You're welcome. We
9 need to set a date for a status hearing,
10 protest hearing, and a mediation.

11 Mrs. Yahn, may I give you Daisy
12 Sewell's letter, her roll call hearing notice?

13 MS. YAHN: Oh, yes.

14 MS. FLETCHER: You're representing
15 her. Yes, we sent her a letter.

16 MS. YAHN: Yes.

17 MS. FLETCHER: I just want her to
18 have it for her record.

19 MS. YAHN: I got you.

20 MS. FLETCHER: And for some
21 reason, postage was not put on the back of her
22 letter there. You'll see that it was returned

1 to us because we didn't put postage on it. So
2 I just wanted to make sure she has it.

3 MS. YAHN: I'll be sure she gets
4 it.

5 MS. FLETCHER: Okay. Because her
6 protest was timely filed.

7 The date for the status hearing is
8 October the 8th at 9:30. That's October 8th at
9 9:30 for the status hearing. The protest
10 hearing is November the 5th at 4:30.

11 MR. LEE: You said 4:30?

12 MS. FLETCHER: At 4:30. Yes.
13 November 5 at 4:30. Were you going to say
14 something, Mr. Lee? Mr. Lee, were you going to
15 say something?

16 (No response)

17 MS. FLETCHER: Oh, I thought you
18 were about to say something. So that's
19 November 5 at 4:30 for the protest hearing.

20 We need to set a date for
21 mediation to occur prior to October 8.

22 Ms. Cruse and Mr. Birch, I'm just

1 checking something with you, to see if you
2 would want to do two on the 30th, while you're
3 here, to try to do the other one?

4 MR. BIRCH: That's fine.

5 MS. CRUSE: Yes.

6 MS. FLETCHER: So I'm checking
7 with Mr. and Mrs. Yahn, and Mr. Lee, to see if
8 you would be available for mediation on
9 Tuesday, September 30, at 11:00 or 1:00.

10 MR. YAHN: 11:00.

11 MS. FLETCHER: Would that work for
12 everybody? Tuesday, September 30, at 11:00.

13 MR. YAHN: I'm fine with that.

14 MS. FLETCHER: Thank you.

15 So mediation is set for Tuesday -

16 MR. BIRCH: Oh. No.

17 MS. FLETCHER: No? Mr. Birch, you
18 say that's not going to work for you?

19 MR. BIRCH: 11:00 is fine.

20 MS. FLETCHER: 11:00 is good?

21 MR. BIRCH: Yes.

22 MS. FLETCHER: Okay. So then

1 mediation is confirmed for Tuesday, September
2 30, at 11:00.

3 Okay. Any questions at all? Mr.
4 Lee?

5 MR. LEE: Yes. I just want to ask,
6 as a property owner there should be contact of
7 property right? Property line next to each
8 other?

9 MS. FLETCHER: They should be -
10 what, Mr. Lee?

11 MR. LEE: Abutting me is --
12 contact physically with wall.

13 MS. FLETCHER: Sharing the common
14 wall. You mean sharing a common wall?

15 MR. LEE: Yes. I just asked her --
16 my clients about that, and that she is not
17 sure about it. So I'm just wondering if ABRA
18 checked on -

19 MS. FLETCHER: Well, I am the
20 person that generates maps for the Board and
21 determines measurements for the Board, and I
22 did measure the residences of each one of the

1 abutting property owners. In this case, the
2 properties actually do abut. So there was a
3 determination made prior to roll call -

4 MR. LEE: Okay. I'm just wondering
5 and wanted to check on -

6 MS. FLETCHER: Yes. Thank you.
7 Thank you for bringing that up. But yes it
8 was determined that the properties of each of
9 the protestants claiming to abut actually does
10 abut.

11 MR. LEE: I have a case before, so
12 - I brought a case before, so that's why -

13 MS. FLETCHER: Yes. Thank you for
14 mentioning that. Appreciate it.

15 Anything else? That's it.

16 MR. BIRCH: Thank you very much

17 MS. FLETCHER: Thank you very
18 much. Roll call hearing concluded. Thank you.
19 See you soon.

20 (Whereupon, at 10:30 a.m., the
21 roll call hearing was concluded)

22

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